## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

JAMES A. CARNAZZA d/b/a SEQUEGEN COMPANY,

Plaintiff,

٧.

Civil Action No. 05-40122 FDS

SEQUEGENE, INC.,

Defendant.

## NOTICE OF DISMISSAL WITHOUT PREJUDICE

Pursuant to Fed. R. Civ. P. 41(a)(1)(i), Plaintiff, James A. Carnazza d/b/a Sequegen Company, hereby dismisses its claims in the above captioned action without prejudice.

Respectfully submitted,

JAMES A. CARNAZZA D/B/A SEQUEGEN COMPANY

By his Attorneys,

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Dated: September 27, 2005